

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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TRANS-SPEC TRUCK SERVICE, INC. )  
D/B/A TRUCK SERVICE )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
CATERPILLAR, INC. )  
 )  
Defendant. )  
 )

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C.A. NO.: 04-11836-RCL

ASSENTED-TO MOTION TO EXTEND TIME TO ANSWER COMPLAINT

Defendant Caterpillar Inc. (“Caterpillar”) hereby moves, pursuant to Fed. R. Civ. P. 6(b), to extend the deadline by which it must answer, plead or otherwise respond to the Amended Complaint filed by the Plaintiff, up to and including Monday, September 20, 2004. In support of its motion, Caterpillar states that counsel for Plaintiff has agreed to the extension.

TRANS-SPEC TRUCK SERVICE, INC.

By its Attorneys,

DONOVAN HATEM, LLP

CATERPILLAR INC.

By its Attorneys,

CAMPBELL CAMPBELL EDWARDS & CONROY, P.C.

/s/ Nancy Reimer

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/s/ Christopher R. Howe

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\* By Mr. Howe, per September 13 telephonic authorization of Ms. Reimer.